

ATTACHMENT 2: NOTICE OF EXEMPTION

Case Nos.: 16ORD-00000-00014, 16ORD-00000-00015, and 16ORD-00000-00016 and Accessory Dwelling Unit Amendments to the *Santa Barbara County Uniform Rules for Agricultural Preserve Contracts and Farmland Security Zones*

TO: Santa Barbara County Clerk of the Board of Supervisors

FROM: Jessi Steele, Planner
Planning and Development Department

The project or activity identified below is determined to be exempt from further environmental review requirements of the California Environmental Quality Act (CEQA) of 1970 as defined in the State and County guidelines for the implementation of CEQA.

APN(s): Not applicable.

Case No.: 16ORD-00000-00014, 16ORD-00000-00015, and 16ORD-00000-00016, and Accessory Dwelling Unit Amendments to the *Santa Barbara County Uniform Rules for Agricultural Preserve Contracts and Farmland Security Zones*

Location: Countywide

Project Title: Accessory Dwelling Unit Ordinance Amendments

Project Description:

16ORD-00000-00014 would amend Article 35.2, Zones and Allowable Land Uses, Article 35.3, Site Planning and Other Project Standards, Article 35.4, Standards for Specific Land Uses, Article 35.7, Site Development Regulations, Article 35.8, Planning Permit Procedures, Article 35.10, Land Use and Development Code Administration, and Article 35.11, Glossary, of Section 35-1, the Santa Barbara County Land Use and Development Code (LUDC), of Chapter 35, Zoning, of the Santa Barbara County Code, regarding the permitting of accessory dwelling units (ADUs) in compliance with Government Code Section 65852.2.

16ORD-00000-00015 would amend Division 35.2, Montecito Zones and Allowable Land Uses, Division 35.3, Montecito Site Planning and Other Project Standards, Division 35.4, Montecito Standards for Specific Land Uses, Division 35.6, Montecito Site Development Regulations, Division 35.7, Montecito Planning Permit Procedures, Division 35.9, Montecito Land Use and Development Code Administration, and Division 35.10, Glossary, of Section 35-2, the Santa Barbara County Montecito Land Use and Development Code (MLUDC), of Chapter 35, Zoning, of the Santa Barbara County Code, regarding the permitting of ADUs in compliance with Government Code Section 65852.2.

16ORD-00000-00016 would amend Division 2, Definitions, Division 4, Zoning Districts, Division 7, General Regulations, Division 11, Permit Procedures, Division 12, Administration, Division 13, Summerland Community Plan, and Division 16, Toro Canyon Plan (TCP) Overlay, of the Santa Barbara County Article II Coastal Zoning Ordinance (Article II), of Chapter 35, Zoning, of the County Code, regarding the permitting of ADUs units in compliance with Government Code Section 65852.2.

The proposed amendments to the *Santa Barbara County Uniform Rules for Agricultural Preserve Contracts and Farmland Security Zones* (Uniform Rules) will allow ADUs as a compatible use on land subject to a Land Conservation Act contract and make other minor revisions for consistency with the zoning ordinances.

Exempt Status:

- Ministerial
- Statutory
- Categorical Exemption
- Emergency Project
- No Possibility of Significant Effect

Cite specific CEQA Guideline Section: CEQA Guidelines Sections 15282(h) and 15265

Reasons to support exemption findings:

CEQA Guidelines Section 15282(h) provides a statutory exemption for cities or counties to adopt ADU ordinances to implement Public Resources Code Section 21080.17, which states that CEQA "... does not apply to the adoption of an ordinance by a city or county to implement the provisions of Section 65852.1 or Section 65852.2 of the Government Code." The proposed LUDC, MLUDC, and Uniform Rules amendments affecting the portions of the county within the Inland Area revise existing development standards and permit procedures regarding ADUs and implement Government Code Section 65852.2. Therefore, the proposed LUDC, MLUDC, and Article II amendments are statutorily exempt from environmental review pursuant to CEQA Guidelines Section 15282(h).

In addition, CEQA Guidelines Section 15265 statutorily exempts local government activities involving the preparation and adoption of local coastal program amendments from environmental review. The proposed Article II and Uniform Rules amendments affect portions of the county within the Coastal Zone and constitute an amendment to the County's Local Coastal Program. Therefore, the proposed Article II and Uniform Rules amendments are statutorily exempt from environmental review pursuant to CEQA Guidelines Section 15265.

Department/Division Representative _____ Date _____

Acceptance Date (date of final action on project): _____

Date Filed by County Clerk: _____